

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.85870 of 2023

Arising Out of PS. Case No.-375 Year-2023 Thana- DUMRAO District- Buxar

Chandan Kumar Son of Sumeshwar Sah R/o village- kadwi, ward no. 18 P.S.-
Dumraon, District- Buxar

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Amit Kumar Pandey

For the Opposite Party/s : Mr.Satyendra Prasad

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 16-01-2024 Heard learned counsel for the petitioner and

learned APP for the State.

The petitioner is languishing in custody in a
case registered for the offences punishable under
Sections 21, 22, 27 of the N.D.P.S Act.

There is recovery of 5.86 grams of *Heroine*
from the possession of the petitioner.

It is submitted by learned counsel for the
petitioner that petitioner is innocent and he has falsely
been implicated in this case. Nothing has been recovered
from the conscious possession of the petitioner. The
petitioner has no concern with the seized contraband.
Moreover, the seized contraband is much below the



commercial quantity. The petitioner is languishing in custody since 18.09.2023. A statement has been made in para 3 of the petition that petitioner has no criminal antecedent.

In contra, learned A.P.P appearing on behalf of the State has vehemently opposed the prayer for bail of the petitioner.

Considering the facts aforesaid and the period under custody, let the petitioner, above named, be released on bail **after framing of charge, if the charge has still not been framed** and on furnishing bail bonds of Rs. 10,000/-(Ten Thousands) with two sureties of the like amount each to the satisfaction of learned Additional District Judge-cum-Special Judge, N.D.P.S Act, Buxar in connection with Dumraon P.S. Case No. 375 of 2023.

(Sunil Kumar Panwar, J)

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